

1
2
3 BILL NO. 78-12-02

4 GENERAL ORDINANCE NO. G- 01-79

5 AN ORDINANCE AUTHORIZING THE CITY
6 OF FORT WAYNE, INDIANA TO ENTER INTO
7 A CONTRACT FOR PRODUCTION OF
SUPPLEMENTS TO THE CODE OF THE CITY
OF FORT WAYNE, INDIANA OF 1974.

8
9 Heretofore the City of Fort Wayne, Indiana entered into a
10 contract with the Michie Company for the preparation of The
11 Code of the City of Fort Wayne, Indiana of 1974 and supplements
12 thereto;

13 The Michie Company proceeded to produce for the City of
14 Fort Wayne said Code, but has advised the City Clerk of Fort
15 Wayne, Indiana that they will be unable to produce supplement
16 to or other subsequent supplements to said Code because they
17 are curtailing their City Code operations;

18 The City Clerk's office has investigated other Code publication
19 companies and has ascertained that Municipal Code Corporation
20 whose headquarters is in Tallahassee, Florida presents the best
21 offer to produce said supplemental service to said Code.

22 THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY
23 OF FORT WAYNE, INDIANA:

24 Section 1. The City of Fort Wayne is hereby authorized to
25 enter into a contract with Municipal Code Corporation, a Tallahas-
26 see, Florida corporation, Tallahassee, Florida for the production
27 of loose supplements containing new Ordinances of a general
28 and permanent nature enacted by the Common Council of the City
29 of Fort Wayne, Indiana; said supplements to be produced on a
30 quarterly basis depending upon requirements of the City of Fort
31 Wayne, Indiana, all in accordance with proposal of Municipal
32 Code Corporation of Tallahassee, Florida, copy of which proposal
33 is submitted herewith and made a part of this Ordinance.

34 Section 2. The Mayor of the City of Fort Wayne, Indiana
35 and the City Clerk of the City of Fort Wayne, Indiana are

hereby authorized to sign and attest said Contract with said
Municipal Code Corporation, Tallahassee, Florida.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Singa
Councilman

Approved as to form and legality
this 4th day of December, 1978.

John H. Logan
John H. Logan, Attorney for Common Council

Approved as to form and legality

William N. Salin, City Attorney

Read the first time in full and on motion by _____, seconded by _____

J. Schmid, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19_____, at _____ o'clock M., E.S.T.

DATE: 12-12-78

Charles W. Atteman
CITY CLERK

Read the third time in full and on motion by _____, seconded by Ninga, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>	_____	<u>1</u>	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>HINGA</u>	<u>X</u>	_____	_____	_____	_____
<u>HUNTER</u>	<u>X</u>	_____	_____	_____	_____
<u>MOSES</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	<u>X</u>	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 1-5-79

Charles W. Atteman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE
(RESOLUTION) No. 801-79 on the 9th day of January, 1979.
ATTEST: (SEAL)

Charles W. Atteman
CITY CLERK

Winfield C. Morris Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th
day of January, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Atteman
CITY CLERK

Approved and signed by me this 18th day of January, 1979,
at the hour of 2:00 o'clock _____ M., E.S.T.

Robert L. Simshong
MAYOR

G-78-12-02

Bill No.

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
authorizing the City of Fort Wayne, Indiana to enter into a contract
for production of supplements to The Code of the City of Fort Wayne,
Indiana of 1974

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance PASS.

WILLIAM T. HINGA - CHAIRMAN

VIVIAN G. SCHMIDT - VICE CHAIRMAN

JOHN NUCKOLS

PAUL M. BURNS

FREDRICK R. HUNTER

DATE

Chinai

This agreement, made and entered into this _____ day of _____, 19_____, by and between the MUNICIPAL CODE CORPORATION, a corporation duly organized and existing under the laws of the State of Florida, hereinafter referred to as the Corporation and the CITY OF FORT WAYNE, a municipal corporation in the State of INDIANA, hereinafter referred to as the Municipality.

WITNESSETH: That upon the terms and conditions set forth in this contract, the Corporation and the Municipality hereby agree as follows:

(1) SCHEDULE. The Corporation agrees to maintain the Code of the Municipality up-to-date by the publication of Loose-leaf Supplements containing the new ordinances of a general and permanent nature enacted by the governing body. The Supplements can be published monthly, bimonthly, quarterly, semiannually or annually, depending on the requirements of the Municipality. There is no additional charge for more frequent publication. A minimum of thirty (30) working days shall be required for delivery of a Supplement, following publication of the previous Supplement.

(2) ORDINANCES TO BE FURNISHED BY MUNICIPALITY. It is requested that the ordinances be forwarded to the Corporation promptly following enactment by the Municipality for recording and processing.

(3) EDITORIAL SCRUTINY. The new ordinances will be studied by a member of the law editorial staff of the Corporation in conjunction with the existing provisions of the Code for the purpose of determining if any provisions of the basic Code are repealed, amended or superseded. The page or pages of the Code containing provisions that are repealed or amended by ordinance shall be reprinted or printed to remove such repealed or amended provisions and to insert the new ordinances.

(4) EDITORIAL NOTES. Appropriate editorial notes will be prepared and appended as deemed necessary by the Corporation.

(5) COMPARATIVE TABLE AND TABLE OF CONTENTS. The Corporation will prepare a Comparative Table listing the ordinances included in each Supplement and setting out the location thereof. This Table will be inserted preceding the Index. The Table of Contents will also be kept current to reflect changes in the Code volume.

(6) INDEX. When the inclusion of new material necessitates changes in the Index, appropriate entries will be prepared and the necessary pages of the Index will be printed or reprinted to include the new entries. If not feasible for the Index to be maintained as herein described at a minimum of expense to the Municipality, the Corporation will prepare a "Supplemental Index" and maintain same as ordinances are included in future Supplements.

(7) INSTRUCTION SHEET. Each Supplement will contain a page of instructions for removal of the obsolete pages and insertion of the new pages.

(8) COSTS. The Corporation will prepare the ordinances editorially and print two hundred (200) copies of each Supplement for the sum of THIRTEEN DOLLARS AND FIFTY CENTS (\$13.50) per page.

For the purpose of this agreement, a page is hereby defined as the area on one (1) side of a sheet of paper. A sheet contains two (2) pages.

(9) REPRINTS. Additional copies of specific chapters or any portion of the Code may be printed and bound in paper covers. A price list is attached to the back of this agreement.

(10) TABULAR MATTER. The costs provided in Paragraph (8) above are based on a page containing type for ordinary composition. Should the Supplement contain tables, drawings,

and the like for which other methods of reproduction are required, the cost of such engravings or tabular matter will be additional to the costs as provided above.

(11) FREIGHT CHARGES. The Supplements will be shipped to the Municipality, for distribution to the holders of the Codes. The shipment will be prepaid and invoiced at the time of final billing. The Municipality shall have the exclusive right to sell and distribute the Supplements.

(12) PAYMENT. All money due the Corporation for the publication of the Looseleaf Supplements will be due and payable within thirty (30) days after the date the Municipality is invoiced for the same by the Corporation, without interest.

(13) TERMINATION. The Looseleaf Supplement Service as provided herein shall be in full force and effect for a period of two (2) year(s) and shall be automatically renewed from year to year, provided that either party may alter or cancel the terms of this agreement upon sixty (60) days' written notice.

The terms of this proposal shall remain in force and effect for a period of ninety (90) days from the date appearing herein.

We at MUNICIPAL CODE CORPORATION appreciate the opportunity of submitting this proposal to the CITY OF FORT WAYNE, and sincerely hope that its terms are acceptable.

Respectfully submitted,

MUNICIPAL CODE CORPORATION



Carlton C. Smyly

Executive Vice President

ATTACHMENT:

Reprint Price List

REPRINT PAMPHLET PRICE LIST

EFFECTIVE NOVEMBER 1, 1974

A. At Time of Initial Printing:

1— 50 copies	\$3.60 per page
51—100 copies	4.00 per page
Each additional 50 copies	0.35 per page

B. After Initial Printing:

1— 50 copies	\$4.60 per page
51—100 copies	5.00 per page
Each additional 50 copies	0.35 per page

C. Cordwain Paper Covers:

50 covers	\$40.00
Each additional 50 covers	10.00
Chicago Screw Posts	0.10 per copy
Paper fasteners	0.05 per copy

For the purpose of this price list, a page is hereby defined as the area on one (1) side of a sheet of paper. A sheet contains two (2) pages.

If desired, reprint pamphlets can be kept up-to-date at the same time the Code volume is supplemented at the cost set out in Item A above.

Origins

2
3 BILL NO. 78-12-02

4 GENERAL ORDINANCE NO. G- 01-79

5 AN ORDINANCE AUTHORIZING THE CITY
6 OF FORT WAYNE, INDIANA TO ENTER INTO
7 A CONTRACT FOR PRODUCTION OF
SUPPLEMENTS TO THE CODE OF THE CITY
OF FORT WAYNE, INDIANA OF 1974.

9 Heretofore the City of Fort Wayne, Indiana entered into a
10 contract with the Michie Company for the preparation of The
11 Code of the City of Fort Wayne, Indiana of 1974 and supplements
12 thereto;

13 The Michie Company proceeded to produce for the City of
14 Fort Wayne said Code, but has advised the City Clerk of Fort
15 Wayne, Indiana that they will be unable to produce supplement
16 to or other subsequent supplements to said Code because they
17 are curtailing their City Code operations;

18 The City Clerk's office has investigated other Code publication
19 companies and has ascertained that Municipal Code Corporation
20 whose headquarters is in Tallahassee, Florida presents the best
21 offer to produce said supplemental service to said Code.

22 THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY
23 OF FORT WAYNE, INDIANA:

24 Section 1. The City of Fort Wayne is hereby authorized to
25 enter into a contract with Municipal Code Corporation, a Tallahas-
26 see, Florida corporation, Tallahassee, Florida for the production
27 of loose supplements containing new Ordinances of a general
28 and permanent nature enacted by the Common Council of the City
29 of Fort Wayne, Indiana; said supplements to be produced on a
30 quarterly basis depending upon requirements of the City of Fort
31 Wayne, Indiana, all in accordance with proposal of Municipal
32 Code Corporation of Tallahassee, Florida, copy of which proposal
33 is submitted herewith and made a part of this Ordinance.

34 Section 2. The Mayor of the City of Fort Wayne, Indiana
35 and the City Clerk of the City of Fort Wayne, Indiana are

hereby authorized to sign and attest said Contract with said
Municipal Code Corporation, Tallahassee, Florida.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Singal
Councilman

Approved as to form and legality
this 4 day of December, 1978.

~~John H. Logan~~ John H. Logan, Attorney for Common Council

Approved as to form and legality

William N. Salin, City Attorney

Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____ at _____ o'clock M., E.S.T.

DATE: 12-12-78

Charles W. Stetteman
CITY CLERK

D. Schmidt

Read the third time in full and on motion by _____, seconded by Hingga, and duly adopted, placed on its passage.

PASSED (LEST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>AESENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>	_____	<u>1</u>	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>HINGA</u>	<u>X</u>	_____	_____	_____	_____
<u>HUNTER</u>	<u>X</u>	_____	_____	_____	_____
<u>MOSES</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	<u>X</u>	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 1-9-79

Charles W. Stetteman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE
(RESOLUTION) No. G-01-79 on the 9th day of January, 1979.
ATTEST: (SEAL)

Charles W. Stetteman
CITY CLERK

Winfield C. Morris Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of January, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Stetteman
CITY CLERK

Approved and signed by me this 18th day of January, 1979, at the hour of 2:00 o'clock P.M., E.S.T.

Robert Armstrong
MAYOR



CITY OF FORT WAYNE
910 LINCOLN BANK TOWER
FORT WAYNE, INDIANA 46802

JOHN H. LOGAN
COMMON COUNCIL ATTORNEY
AND RESEARCH ANALYST

January 31, 1979

The Michie Company
Sales and Marketing Division
P. O. Box 7587
Charlottesville, Virginia 22906

Attention: Mr. Christopher C. Hudson, Jr., Director
Local Government Services

Dear Mr. Hudson:

I am writing you at the request of Mr. Charles W. Westerman, City Clerk, concerning continuation of publication of the Fort Wayne Municipal Code of 1974 by the Municipal Code Corporation. Please be advised that the City of Fort Wayne has entered into a Contract with the Municipal Code Corporation, P. O. Box 2235, 1700 Capital Circle, S. W., Tallahassee, Florida, 32304 for continuations to the existing Code. We would ask that you send all copies of Ordinances submitted for Supplement No. 2 to the Municipal Code Corporation and advise us when you have done so, so that we may follow through with them pursuant to our Contract.

Very truly yours,

JOHN H. LOGAN
Attorney for the Common
Council of the City of
Fort Wayne, Indiana

JHL:gs



CITY OF FORT WAYNE
910 LINCOLN BANK TOWER
FORT WAYNE, INDIANA 46802

JOHN H. LOGAN
COMMON COUNCIL ATTORNEY
AND RESEARCH ANALYST

January 31, 1979

Municipal Code Corporation
P. O. Box 2235
1700 Capital Circle, S. W.
Tallahassee, Florida 32304

Attention: Mr. Carlton C. Smyly
Executive Vice President

Dear Mr. Smyly:

Since we have entered into a Contract with you to produce the further Supplements to the Code for the City of Fort Wayne, Indiana of 1974, we are hereby authorizing you to proceed to obtain from the Michie Company, the previous publishers, all Supplements which they are holding to date so that the same can be incorporated in a Supplement No. 2 to the Fort Wayne Municipal Code of 1974. A copy of my letter to Mr. Christopher C. Hudson, Jr. of the Michie Company explains this in detail.

I should be pleased to hear from you confirming the fact that you have received this notice so that we may proceed with you. Hereafter, I must otherwise instruct you, please correspond with Mr. Charles Westerman, City Clerk, City-County Building, Fort Wayne, Indiana 46802.

Yours very truly,

JOHN H. LOGAN
Attorney for the Common
Council of the City of
Fort Wayne

JHL:gs
Enc.

CONTRACT
for the
LOOSELEAF SUPPLEMENT SERVICE
for the
CODE OF THE CITY OF FORT WAYNE, INDIANA
by the
MUNICIPAL CODE CORPORATION
Tallahassee, Florida

This agreement, made and entered into this 18th
day of January, 1979, by and between the MUNICIPAL
CODE CORPORATION, a corporation duly organized and existing under
the laws of the State of Florida, hereinafter referred to as the
Corporation and the CITY OF FORT WAYNE, a municipal
corporation in the State of INDIANA, hereinafter
referred to as the Municipality.

WITNESSETH: That upon the terms and conditions set forth
in this contract, the Corporation and the Municipality hereby
agree as follows:

(1) SCHEDULE. The Corporation agrees to maintain the
Code of the Municipality up-to-date by the publication of Loose-
leaf Supplements containing the new ordinances of a general and
permanent nature enacted by the governing body. The Supplements
can be published monthly, bimonthly, quarterly, semiannually or
annually, depending on the requirements of the Municipality.
There is no additional charge for more frequent publication. A
minimum of thirty (30) working days shall be required for delivery
of a Supplement, following publication of the previous Supple-
ment.

(2) ORDINANCES TO BE FURNISHED BY MUNICIPALITY. It is
requested that the ordinances be forwarded to the Corporation
promptly following enactment by the Municipality for recording
and processing.

(3) EDITORIAL SCRUTINY. The new ordinances will be
studied by a member of the law editorial staff of the Corporation
in conjunction with the existing provisions of the Code for
the purpose of determining if any provisions of the basic Code
are repealed, amended or superseded. The page or pages of the
Code containing provisions that are repealed or amended by ordi-
nance shall be reprinted or printed to remove such repealed or
amended provisions and to insert the new ordinances.

(4) EDITORIAL NOTES. Appropriate editorial notes will be prepared and appended as deemed necessary by the Corporation.

(5) COMPARATIVE TABLE AND TABLE OF CONTENTS. The Corporation will prepare a Comparative Table listing the ordinances included in each Supplement and setting out the location thereof. This Table will be inserted preceding the Index. The Table of Contents will also be kept current to reflect changes in the Code volume.

(6) INDEX. When the inclusion of new material necessitates changes in the Index, appropriate entries will be prepared and the necessary pages of the Index will be printed or reprinted to include the new entries. If not feasible for the Index to be maintained as herein described at a minimum of expense to the Municipality, the Corporation will prepare a "Supplemental Index" and maintain same as ordinances are included in future Supplements.

(7) INSTRUCTION SHEET. Each Supplement will contain a page of instructions for removal of the obsolete pages and insertion of the new pages.

(8) COSTS. The Corporation will prepare the ordinances editorially and print two hundred (200) copies of each Supplement for the sum of THIRTEEN DOLLARS AND FIFTY CENTS (\$13.50) per page, including Instruction Sheet, Comparative Table and Index.

For the purpose of this agreement, a page is hereby defined as the area on one (1) side of a sheet of paper. A sheet contains two (2) pages.

(9) REPRINTS. Additional copies of specific chapters or any portion of the Code may be printed and bound in paper covers. A price list is attached to the back of this agreement.

(10) TABULAR MATTER. The costs provided in Paragraph (8) above are based on a page containing type for ordinary composition. Should the Supplement contain tables, drawings,

and the like for which other methods of reproduction are required, the cost of such engravings or tabular matter will be additional to the costs as provided above.

(11) FREIGHT CHARGES. The Supplements will be shipped to the Municipality, for distribution to the holders of the Codes. The shipment will be prepaid and invoiced at the time of final billing. The Municipality shall have the exclusive right to sell and distribute the Supplements.

(12) PAYMENT. All money due the Corporation for the publication of the Looseleaf Supplements will be due and payable within thirty (30) days after the date the Municipality is invoiced for the same by the Corporation, without interest.

(13) TERMINATION. The Looseleaf Supplement Service as provided herein shall be in full force and effect for a period of two (2) year(s) and shall be automatically renewed from year to year, provided that either party may alter or cancel the terms of this agreement upon sixty (60) days' written notice.

IN TESTIMONY WHEREOF, the Corporation has caused this agreement to be executed by the signing of its authorized officers and the affixing of its corporate seal and the Municipality has caused this agreement to be executed by the signing of its authorized officers and the affixing of its corporate seal, this day and year first written above.

ATTEST:

(SEAL)

Secretary

MUNICIPAL CODE CORPORATION

By

Executive Vice President

ATTEST:

(SEAL)

(Title)

City Clerk of the City of Fort Wayne, Indiana

FORT WAYNE, INDIANA

By

(Title)

Mayor of the City of Fort Wayne, Indiana

APPROVED AS TO FORM:

Common Council Attorney for
City of Fort Wayne, Indiana

REPRINT PAMPHLET PRICE LIST

EFFECTIVE NOVEMBER 1, 1974

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If desired, reprint pamphlets can be kept up-to-date at the same time the Code volume is supplemented at the cost set out in Item A above.